

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

CHARLESTON, INC., a Nebraska
Corporation;

Plaintiff,

vs.

DERRICK PFEIL;

Defendant.

4:16CV3153

ORDER

CHARLESTON, INC., a Nebraska
Corporation;

Plaintiff,

vs.

DANIEL PFEIL;

Defendant.

4:16CV3154

ORDER

During the pretrial conference, the parties have jointly moved to consolidate the above-captioned cases for all stages of the case prior to appeal, including trial. The cases involve common questions of law and fact, the parties are the same, and the counsel of record are the same. Consolidating the cases will serve the interests of justice and judicial economy. Accordingly,

IT IS ORDERED:

- 1) The following cases are consolidated for all stages of the case prior to appeal, including trial:

4:16-cv-03153-JMG-CRZ *Charleston, Inc. v. Pfeil*

4:16-cv-03154-JMG-CRZ *Charleston, Inc. v. Pfeil*

- 2) 4:16-cv-03153-JMG-CRZ *Charleston, Inc. v. Pfeil* is hereby designated as the “Lead Case,” and 4:16-cv-03154-JMG-CRZ *Charleston, Inc. v. Pfeil* is designated as a “Member Case.”
- 3) The court's CM/ECF System has the capacity for “spreading” text among consolidated cases. If properly docketed, the documents filed in the Lead Case will automatically be filed in the Member Case. To this end, the parties are instructed to file in the Lead Case, 4:16-cv-03153-JMG-CRZ *Charleston, Inc. v. Pfeil* all further documents except those described in paragraph 4 and to select the option “yes” in response to the System’s question of whether to spread the text.
- 4) The parties may not use the spread text feature to file complaints, amended complaints, and answers; to pay filing fees electronically using pay.gov; to file items related to service of process; or to file notices of appeal.
- 5) If a party believes that an item in addition to those described in paragraph 4 should not be filed in both of these consolidated cases, the party must move for permission to file the item in only one of the cases. The motion must be filed in both of the consolidated cases using the spread text feature.

June 8, 2017.

BY THE COURT:

s/ Cheryl R. Zwart
United States Magistrate Judge